

Approved 2003-2004 Late Migratory Bird Season and Code

Approved Changes - Red Ink

Approved Modifications - Pink Ink

Duck, Coot and Merganser (12.15, 12.17)

November 22-December 7, 2003, December 12-24, 2003 and December 26, 2003-January 25, 2004.

Canvasback (12.15)

December 27, 2003-January 25, 2004.

Pintail (12.15)

November 22-**30**, 2003 and January **5-25**, 2004.

Snow, Blue and Ross' Goose (12.18)

November 6, 2003-January 30 2004. *Conservation Order:* February 2-April 30, 2004.

White-Fronted Goose (12.18)

November 6, 2003-January 30 2004

Canada Goose (05.09, 12.20)

Northwest Canada Goose Zone

October 4-13, 2003.

Statewide

January 8-30, 2004.

Extended Falconry (12.23)

December 8-12, 2003, December 25, 2003 and January 26-February 19, 2004

Special Youth Waterfowl Hunt (12.25)

January 31-February 1, 2004.

Approved Code Changes and Modifications

12.15
08-03

DUCK, COOT AND MERGANSER SEASON RESTRICTIONS. It shall be unlawful to take or attempt to take ducks or coots other than from November 22-December 7, 2003 and December 12-24, 2003 and December 26, 2003-January 25, 2004.

EXCEPTIONS:

- (1) Ducks, mergansers and coots may be taken during the Special Youth Waterfowl Hunt on January 31-February 1, 2004 (Ref. Code 12.25 Special Youth Waterfowl Hunt Restrictions).
- (2) Canvasbacks ~~are closed~~ **may only be taken from December 27, 2003-January 25, 2004.**
- (3) Canvasbacks may not be taken during the youth hunt.
- (4) Pintail may only be taken from November 22-30, 2003 and January 5-25, 2004.
- (5) Pintails may be taken during the Youth Waterfowl Hunt (dates).

PENALTY: \$200.00 to \$1,000.00.

12.17
08-03

DUCK DAILY BAG AND POSSESSION RESTRICTIONS. It shall be unlawful to take or attempt to take more ducks in any one day than as specified below or to possess more than two (2) daily bag limits:

Bag Limits:

Daily limit of ~~five (5)~~ **six (6)** ducks which may include no more than ~~three (3)~~ **four (4)** mallards (no more than one (1) of which may be females), one (1) pintail, three (3) mottled ducks, three (3) scaup, two (2) wood ducks, two (2) redheads, one (1) black duck **and (1) canvasback.**

Daily limit of five (5) mergansers, which may include no more than one (1) hooded merganser.

EXCEPTION:

Bayou Meto WMA Bag Limits:

Daily limit of four (4) ducks which may include no more than three (3) mallards (no more than one (1) of which may be females), one (1) Pintail, three (3) mottled ducks, three (3) scaup, two (2) wood ducks, two (2) redheads, and one (1) black duck.

Daily limit of four (4) mergansers, which may include no more than one (1) hooded merganser.

PENALTY: \$100.00 to \$1,000.00.

12.18
08-03

SNOW, BLUE, ROSS' AND WHITE-FRONTED GOOSE SEASON RESTRICTIONS. It shall be unlawful to take or attempt to take Snow, Blue, Ross' and white fronted-geese other than from November 6, 2003-January 30, 2004.

PENALTY: \$200.00 to \$1,000.00.

- 12.20**
08-03 **CANADA GOOSE SEASON RESTRICTIONS.** It shall be unlawful to take or attempt to take Canada geese other than from [October 4-13, 2003](#) in the Northwest Canada Goose Zone and from [January 8-30, 2004](#) statewide. Shooting hours are from one-half hour before sunrise to sunset statewide.
EXCEPTIONS:
1. Holla Bend National Wildlife Refuge is closed.
2. All parks administered by the Corps of Engineers (except Lead Hill Park on Bull Shoals and Parker Creek, Buckhorn, Pikeville, Laurel Creek, parts of Cowhide Cove, Kirby Landing, and Self Creek on Lake Greeson) are closed.
PENALTY: \$200.00 to \$1,000.00.
- 12.23**
08-03 **FALCONRY SEASON RESTRICTIONS.** It shall be unlawful to take or attempt to take migratory birds with raptors other than during the regular migratory bird seasons except as follows DUCKS, COOTS and MERGANSERS: [December 8-12, 2003, December 25, 2003 and January 26-February 19, 2004.](#)
PENALTY: \$100.00 to \$1,000.00.
- 12.25**
08-03 **SPECIAL YOUTH WATERFOWL HUNT RESTRICTIONS.** It shall be unlawful for anyone other than youths, 15 years of age or younger, to hunt ducks, in season geese, mergansers and coots during the special youth waterfowl hunt on [January 31-February 1, 2004.](#) Youths who have completed a hunter education course must be accompanied by an adult mentor who is 18 years of age or older. Youths who have not completed a hunter education course must be **accompanied by under the direct supervision of** an adult mentor who is 21 years of age or older. Mentors may not hunt ducks, **geese**, mergansers or coots but may, if properly licensed, hunt other game in season. Shooting hours and bag limits are the same as the regular waterfowl season. All Commission owned Waterfowl Rest Areas, except the WRA on Ed Gordon/Point Remove WMA, are open to youth hunting during the Special Youth Waterfowl Hunt.
PENALTY: \$100.00 to \$1,000.00.
- 13.08**
08-03 **HARVEST INFORMATION REQUIREMENTS.** Effective July 1, 1999, it shall be unlawful for any person (resident or non-resident) to hunt migratory game birds in Arkansas without a Harvest Information Requirements (HIP) permit. Also, proof of Arkansas registration must be carried at all times when hunting migratory birds. The [2002-2003](#) permit expired [June 30, 2003.](#) It shall be unlawful to take or attempt to take migratory game birds without first completing the current annual HIP questionnaire and obtaining a current HIP permit. This permit is not valid in any state other than Arkansas.
EXCEPTIONS:
(1) Hunters under 16 years of age who are exempt from state licensing requirements.

PENALTY: \$100.00 to \$1,000.00.

No Change

25.01

08-03

MIGRATORY WATERFOWL SHOOTING HOUR RESTRICTIONS

WITHIN CERTAIN WMAs AND WDAs. It shall be unlawful to take or attempt to take migratory waterfowl during migratory waterfowl seasons later than 12:00 o'clock noon on Wildlife Management Areas.

EXCEPTIONS:

- (A) Migratory waterfowl hunting permitted during the entire day (regular shooting hours) of the last 3 days of the last duck season. Ref: Commission code 12.15 (Duck and Coot Season Restrictions).
- (B) In Compliance with 25.02, Hunting or Trespassing prohibited within Certain Waterfowl Management Areas.
- (C) All day hunting allowed during the Special Youth Waterfowl Hunt on January 31-February 1, 2004 (Ref. Code 12.25 Special Youth Waterfowl Hunt Restrictions).
- (D) All Commission owned Waterfowl Rest Areas are open, except the WRA on Ed Gordon/Point Remove WMA, to youth hunting during the Special Youth Waterfowl Hunt.
- (E) All day hunting allowed on Beaver Lake, Dardanelle, Ft. Chaffee, Mt. Magazine and Ozark Lake WMAs.

PENALTY: \$100.00 to \$1,000.00

ITEM No. _____

ARKANSAS GAME AND FISH COMMISSION
Little Rock, Arkansas

MINUTE ORDER NO:	_____	SUBJECT:	2003-2004 Late Migratory Bird
DATE PASSED:	August 28, 2003		Hunting Regulations
PAGE	1	of	1
PAGES		LOCATION	Statewide

WHEREAS, the United States Fish and Wildlife service has proposed late-season hunting regulation frameworks prescribing season lengths, bag limits, shooting hours, and outside dates within which states may select their 2003-2004 hunting season for migratory birds; and

WHEREAS, state selection of late-season hunting regulations is required to be reported to the Service by September 1, 2003; and

WHEREAS, the Commission must therefore make its hunting season selections at the August 28, 2003 Commission meeting based on the proposed late-season regulations framework;

NOW, THEREFORE, BE IT RESOLVED by the Arkansas Game and Fish Commission that contingent upon a no-change status in the Service's final late-season regulations frameworks, the Commission adopts those seasons as delineated in the attached AGFC Codes of Regulation.

	<u>STAFF APPROVAL</u>	<u>COMMISSION APPROVAL</u>	
Submitted by:	_____	_____	_____
	Donny Harris	Chairman	Commissioner
Division:	Wildlife	_____	_____
		Vice Chairman	Commissioner
Approved:	_____	_____	_____
	Director	Commissioner	Commissioner
Approved:	_____	_____	
	Legal	Commissioner	
Approved:	_____	_____	
	Fiscal	Commissioner	

DEPARTMENT ARKANSAS GAME & FISH COMMISSION
DIVISION Wildlife
PERSON COMPLETING THIS STATEMENT Donny Harris
TELEPHONE NO. 223-6361 FAX NO. 223-6452

FINANCIAL IMPACT STATEMENT

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Approved 2003-2004 Late Migratory Bird Season And Codes

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
Yes: No:
2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain:
3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation.

1999-2000 Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total _____

2000-01 Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total _____

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation?

1999-2000 Fiscal Year

2000-01 Fiscal Year

5. What is the total estimated cost by fiscal year to the agency to implement this regulation?

1999-2000 Fiscal Year

2000-01 Fiscal Year

APPROVED 2003-2004 WMD CODE

Approved Change - Red Ink

03.05
08-03

HUNTER EDUCATION CERTIFICATE REQUIREMENTS. It shall be unlawful for any person with a birth date later than December 31, 1968, to hunt, take, or attempt to take wildlife by use of a killing device prior to successful completion of an approved Hunter Education training course, or fail to have on the person valid proof of Hunter Education certification.

EXCEPTION:

- (1) Persons under 16 years of age hunting under direct supervision of an adult at least 21 years of age ~~except on all youth quota permit hunts on WMAs, where such Hunter Education Certificate Requirements must be met (Ref. 23.02).~~

PENALTY: \$25.00 to \$1,000.00.

ITEM NO. _____

Arkansas Game and Fish Commission
Little Rock, Arkansas

MINUTE ORDER NO: _____ SUBJECT: Misc. Code
DATE PASSED: August 28, 2003
PAGE 1 of 1 PAGES LOCATION: Statewide

WHEREAS, the Arkansas Game and Fish Commission, meeting in regular session on August 28, 2003, has carefully reviewed and approved the attached hunting regulation proposals for statewide application; **and**

WHEREAS, the various sections of the AGFC Code Book affected by the adoption of these regulations must be replaced or amended, and then legally certified to the Secretary of State, the Arkansas State Library and the Bureau of Legislative Research in accordance with applicable law;

NOW, THEREFORE, BE IT ORDERED, THIS 28th day of August 2003 the Arkansas Game and Fish Commission hereby approves and adopts the attached hunting regulations for the 2003-2004 hunting license year, and authorizes the Commission staff to proceed with making the appropriate AGFC Code Book revisions and legal certification.

	<u>STAFF APPROVAL</u>	<u>COMMISSION APPROVAL</u>	
Submitted by:	_____	_____	_____
	Donny Harris	Chairman	Commissioner
Division:	Wildlife	_____	_____
		Vice Chairman	Commissioner
Approved:	_____	_____	_____
	Director	Commissioner	Commissioner
Approved:	Legal	_____	
		Commissioner	
Approved:	_____		
	Fiscal		

DEPARTMENT ARKANSAS GAME & FISH COMMISSION

DIVISION Wildlife

PERSON COMPLETING THIS STATEMENT Donny Harris

TELEPHONE NO. 223-6361 FAX NO. 223-6452

FINANCIAL IMPACT STATEMENT

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE Approved Hunter Education Certificate
Requirements Code

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?

Yes: **No**:
2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain:
3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation.

<u>1999-2000 Fiscal Year</u>	<u>2000-01 Fiscal Year</u>
General Revenue_____	General Revenue_____
Federal Funds_____	Federal Funds_____
Cash Funds_____	Cash Funds_____
Special Revenue_____	Special Revenue_____
Other_____	Other_____
Total_____	Total_____

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation?

1999-2000 Fiscal Year

2000-01 Fiscal Year

5. What is the total estimated cost by fiscal year to the agency to implement this regulation?

1999-2000 Fiscal Year

2000-01 Fiscal Year

01.00-C
01-03

DEFINITION OF TERMS. For the purposes of the Arkansas Game and Fish Commission Code of Regulations, the following terms shall be construed, respectively, to mean and include:

ALLIGATOR DEALER – Any person, firm or corporation engaging in the sale, purchase, barter, or exchange of an American alligator (*Alligator mississippiensis*) or other crocodilian species, or any part, nest or eggs thereof in the State of Arkansas.

ALLIGATOR FARMER – Any person, firm or corporation possessing an American alligator (*Alligator mississippiensis*) or other crocodilian species, or any part, nest or eggs thereof in the State of Arkansas for the purpose of propagation production or rearing.

ALLIGATOR SNAPPING TURTLE DEALER - Any person, firm or corporation engaged in the sale or purchase of alligator snapping turtles.

ALLIGATOR SNAPPING TURTLE FARMER BREEDER - Any person, firm or corporation possessing alligator snapping turtles for the purpose of propagation, production or rearing or sale.

AQUATIC WILDLIFE – Aquatic Snails, Aquatic Turtles, Crayfish (Crawfish, Crawdads), Fish (including Minnows), Frogs, Mussels and Salamanders.

ARKANSAS RIVER BOUNDARY (Sportfishing Only): The Arkansas Post Canal from Lock and Dam #1 to the Arkansas River and the Arkansas River from Dam #2 upstream to the Oklahoma state line including all lakes, bays and tributary streams accessible by boat from the main channel except that portion of Big Bayou Meto upstream from Hwy 11, Plum Bayou upstream from Hwy 79, Little Maumelle River upstream from Pinnacle State Park, Maumelle River upstream from Lake Maumelle Dam, Fouché LaFave upstream from Hwy 113, Palarm Creek upstream from Interstate 40, Cadron Creek upstream from the weir, Point Remove Creek upstream from Hwy 113, Petit Jean River upstream from Pontoon Boat Ramp at Hwy 154, Illinois Bayou upstream from Russellville Waterworks Dam, Big Piney and Little Piney Creeks upstream from Hwy 359, Horsehead Creek upstream from Interstate 40, Mulberry River upstream from Interstate 40, Frog Bayou upstream from Hwy 162 and Lee Creek upstream from Lee Creek Dam, and from the first non-navigable shoal for streams entering the Arkansas River along the left bank ascending from Lake Dardanelle Dam to the Oklahoma State Line.

ARTIFICIAL LURE/FLY - Terminal fishing tackle made by the method of fly tying, or made entirely of rubber, wood, metal, glass, feathers, hair, synthetic fibers, or plastic, with hook attached.

BAITFISH – Minnows (including bluntnose minnows, bullhead minnows, chubs, crayfish, dace, fatheads, common carp under 6 inches, small goldfish, shiners and stonerollers), logperch (also called sand pike or zebra minnows), shad, gar (other than alligator gar), drum, bowfin under 6 inches, skipjack herring, silversides (brook and inland), buffalo (bigmouth, smallmouth and black), river carpsucker, sculpin (banded and Ozark) and bream 4" and under.

BAITING – The direct or indirect placing, exposing, depositing, distributing, or scattering of salt, grain, or other feed that could serve as a lure or attraction

for wildlife to, on, or over any areas where hunters are attempting to take them.

BLACK BASS: Largemouth bass, redeye bass, smallmouth bass, and spotted bass.

BOX TYPE TURTLE TRAP – A floating trap designed to capture aquatic turtles, but does not permit capture of fish (See Code 39.04 for restrictions).

BREAM - Any species of the genus *Lepomis*, including bluegill, redear, warmouth and other sunfish.

BUY – To purchase, barter, exchange, or trade and includes any offer to purchase, barter, exchange, or trade.

CATCH-AND-RELEASE – The requirement that fish of a designated species must be immediately released into the water where caught.

CHUMMING – To dislodge or deposit any substance not attached to a hook which may attract fish.

COMMERCIAL FISH – Bowfin (over 6 inches), buffalo, catfish, carp, drum, gar, paddlefish, sucker family, white amur and sturgeon.

COMMERCIAL FISHERMAN - Any person who fishes with tackle designated as commercial tackle requiring a license and/or tag issued by the Commission.

DROWNING SET - Any leg hold trap that utilizes one or more of the following techniques to retain the target animal in water of suitable depth for drowning. These are: (1) a slide wire with lock; (2) tangle stake; or (3) drowning weight.

ENDANGERED SPECIES - any wildlife species or subspecies endangered or threatened with extinction listed by the U. S. Department of Interior and the following native species hereby designated in Arkansas:

MAMMALS:

Gray bat (*Myotis grisescens*), Indiana bat (*Myotis sodalis*), Ozark big-eared bat (*Plecotis townsendii ingens*).

BIRDS:

Bald eagle (*Haliaeetus leucocephalus*), Arctic peregrine falcon (*Falco peregrinus tundrius*), least tern (*Sterna antillarum*), Bachman's warbler (*Vermivora bachmanii*), ivory-billed woodpecker (*Campephilus principalis*), red-cockaded woodpecker (*Dendrocopos borealis*)

REPTILES:

American alligator (*Alligator mississippiensis*),

FISHES:

Ozark cavefish (*Amblyopsis rosae*), leopard darter (*Percina pantherina*), pallid sturgeon (*Scaphirhynchus albus*);

MOLLUSKS:

Scaleshell mussel, Curtis' pearly mussel, (*Epioblasma florentina curtisi*), fat pocketbook pearly mussel (*Potamilus capax*), pink mucket mussel (*Lampsilis orbiculata*), turgid blossom mussel (*Epioblasma turgidula*), speckled pocketbook mussel (*Lampsilis streckeri*), Arkansas fatmucket mussel (*Lampsilis powelli*), winged mapleleaf mussel (*Quadrula fragosa*), Magazine Mountain shagreen land snail (*Mesodon magazinensis*);

ARTHROPODS:

Cave crayfish (Cambarus zophonastes) and (Cambarus aculabrum);

PLANTS:

Geocarpon minimum (no common name), pondberry, (Lindera melissifolia)

FEE LAKE - A lake in which there is a charge for fishing privileges. All persons 16 years of age and older must possess an Arkansas fishing license. Daily limits apply.

FISH or FISHING - To lure, attract, collect, or pursue fish species or aquatic wildlife for the purpose of taking or attempting to take such fish species or aquatic wildlife by any method.

FISH FARM - Waters and adjacent premises confined within a pond, tank, or lake not connected with public waters, and under management by a commercial fish farmer.

FISH FARMER - Any person, firm, partnership or corporation engaged in the propagation and/or production of crawfish, fish and/or minnows for sale.

FREEFLOATING FISHING DEVICE - Any floating fishing device unanchored or unattached to a stationary object.

GAFFING FISH - Taking or attempting to take fish with a hand held or handled hook prior to being caught on hook and line.

GAME FISH - Alligator gar, black bass, white bass, striped bass, striped bass hybrid, crappie, catfish, trout, bream, sunfish, goggle-eye, walleye, northern pike, muskellunge, sauger, paddlefish, and pickerel.

GUIDE - Any person who provides, for monetary or any other compensation, that person's personal services for the purpose of assisting others to locate, pursue, catch or hunt wildlife.

HOGGING – The taking of fish by the use of hands only in or under the water.

MINIMUM LENGTH LIMIT – The shortest length of a fish, of a designated species, measured from the front of the lower jaw with the mouth closed to the tip of the tail with tail lobes pressed together, that an angler may keep. All fish not meeting the minimum length requirement for a particular water or species must be immediately released into the water where caught.

MINNOWS - small nongame fish commonly used for bait including bluntnose minnows, bullhead minnows, chubs, dace, fatheads, common carp under 6 inches, goldfish, shiners, and stonerollers.

MOBILITY IMPAIRED - Individuals who are permanently and totally mobility impaired in accordance with criteria on the Game and Fish application for the mobility impaired card.

NIGHT - thirty (30) minutes after sunset to thirty (30) minutes before sunrise.

NOODLING – The taking of fish by the use of hook or snare type device, with or without an attached line no longer that 4 feet in length, manipulated by hand when a person is in or under the water.

NONGAME WILDLIFE - all wildlife other than furbearing or game animals, birds and fish.

NON-RESIDENT - Any person not defined as resident.

PERSON - Any individual, firm, corporation, association, or partnership in singular or plural as the context requires.

POSSESS or POSSESSION - To have under control. The manual or ideal custody of wildlife or anything that may be the subject of property, for one's use and enjoyment, either as owner or as the proprietor of a qualified right in it, and either held personally or by another who exercises it in one's place and name. Possession includes the act or state of possessing and that condition of facts under which one can exercise his power over a corporeal thing at his pleasure to the exclusion of all other persons. Possession includes constructive possession, which means not actual but assumed to exist, where one claims to hold by virtue of some title, without having actual custody.

PROTECTED SLOT LIMIT – A species/size limit which prohibits anglers from keeping fish within a designated size group, and requires fish of that size and species to be immediately released into the water where caught.

PUT AND TAKE PAY LAKE - Private waters open to public fishing for a fee, after being licensed by the Commission and where no fishing license or daily limit of fish is imposed.

RESIDENT - Any person who has established a bona fide or actual residence of at least 60 days prior to applying for a license, and who declares intentions of becoming a citizen of Arkansas. Also, the following students, carrying proof of full-time enrollment in schools, colleges or universities while hunting or fishing in Arkansas, are eligible to purchase a resident license:

- (1) Resident foreign exchange students attending school outside of Arkansas.
- (2) Non-resident foreign exchange students attending school in Arkansas.
- (3) Residents of Arkansas enrolled as full-time students in colleges and universities outside of Arkansas.
- (4) Non-residents enrolled as full-time students in colleges and universities in Arkansas.

Possession of Arkansas real estate by persons living outside the state does not qualify the owner as a resident.

Servicemen and women stationed (permanently assigned) in Arkansas are granted resident privileges for hunting and fishing. Servicemen and women who were Arkansas residents at the time of entering service are also granted resident privileges for hunting and fishing, regardless where stationed.

65 Plus Lifetime Licenses, \$1,000 Sportsman's permit, Special Guide License, Alligator Farmer/Dealer Permit, Alligator Snapping Turtle Breeder/Dealer Permit, **Resident** Commercial Fisherman's Permit & **Fisheries Conservation-Sportfishing** License, Commercial Fisherman's Helper Permit, **Junior/Senior Commercial Fishing Permit**, Resident Shell Taker/Seller Permit, Shell Taker Helper Permit, Shell Buyer, Resident Fish Dealer, Resident Roe Taker/Seller Permit, Resident Roe Taker Helper Permit and

Resident Roe Buyer/Exporter Permit: Any person who has established a bona fide or actual residence of at least 12 months (one year) prior to applying for a license, and who declares intentions of becoming a citizen of Arkansas.

The Director or his representative shall make the final determination as to residency.

ROUGH FISH – Gars, bowfin, common carp, asian carp (grass carp, bighead carp, silver carp), suckers (including buffalo), **freshwater eel** and drum.

SELL – To exchange or deliver for money or its equivalent; to offer for sale, barter, exchange, or trade or the act of selling, bartering, exchanging or trading.

SHELL BUYER - Anyone who buys mussels or mussel parts from a Taker. An agent purchasing for a licensed buyer is not a buyer.

SNAGGING: A method of taking fish using conventional rod and reel tackle where the fish is impaled by the forceful retrieval of one or more hooks.

SNAGLINE - Commercial tackle consisting of a horizontal line with hooks or drops less than 24 inches apart.

TACKLE - Any rod, reel, pole, line, net, yo-yo, seine, or any other apparatus or device used to take fish.

TAKE - To shoot, kill, injure, trap, net, snare, spear, catch, capture, or reduce to possession.

TAXIDERMY - The art of preparing, stuffing and/or mounting of wildlife and parts thereof.

TROUT – Any members of the Salmonidae family including rainbow trout, brown trout, brook trout, lake trout and cutthroat trout.

Section 03.00 Licenses

- 03.01 License and Permit Requirements.
- 03.02 Fishing License Requirements.
- 03.03 Hunting License Requirements.
- 03.03-A State Migratory Waterfowl Hunting Stamp Requirements.
- 03.04 Non-Resident Illegally Possessing Resident License.
- 03.05 Hunter Education Certificate Requirements.
- 03.05-A Boater Education Certificate Requirements.
- 03.06 Possession of Improper License.
- 03.07 Lending License Prohibited.
- 03.08 Counterfeiting License Prohibited.
- 03.09 Backdating or Altering License Prohibited.
- 03.10 Guide License Requirements.
- 03.11 License Dealer Requirement.
- 03.12 Charging in Excess of Authorized License Fees Prohibited.
- 03.13 Special Guide License Requirements.
- 03.14 Non-Resident Combination Licenses.
- 03.15 Non-Resident Guide License Requirements.
- 03.16 Licenses, Permits, Stamps, Tags, Costs and Expiration Dates.

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- 03.02 **FISHING LICENSE REQUIREMENTS.** It shall be unlawful for any
- 06-00 resident or non-resident to fish in any manner or to take or attempt to take frogs, minnows, or mussels in Arkansas without having on the person the appropriate Arkansas fishing license as provided herein:
 - (A) Arkansas Resident (16 years of age and older) - Resident Fisheries Conservation License; Resident 3-Day Trip Fishing License; Resident Combination Sportsman's License; Lifetime Resident Hunting and Fishing Sportsman's Permit; Resident 65 Plus Lifetime Fishing License (or Resident 65 Plus Lifetime Combination License); or Disabled Lifetime Fishing License (or Resident Disabled Lifetime Combination License) for residents who are totally and 100% permanently disabled.
 - (B) Non-Residents (16 years of age and older) - Non-Resident Annual Fishing License; Non-Resident 3-Day Trip Fishing License; or Non-Resident 14-Day Trip Fishing License.

EXCEPTIONS:

- (1) Persons fishing in Put and Take Pay Lakes licensed by the Commission.

- (2) Persons must possess a valid **Resident** Commercial Fishing Permit & Sportfishing License to purchase tags for commercial tackle or to operate commercial tackle. Persons holding a **RCFP&SL** may purchase a Helper Permit will allow the permit holder to also operate the licensee's tackle. Tackle tags may not be purchased with the Helper Permit. The Helper Permit does not confer sportfishing privileges.
- (3) Individuals under age 16, or age 65 or over, are required to purchase an **Arkansas Resident** Junior/Senior Commercial Fishing Permit only if they sell commercial species of fish **or aquatic turtles**.
- (4) In lieu of an Arkansas non-resident fishing license, Missouri resident fishing license holders, age 16 or older, are required to purchase a White River Border Lakes License in compliance with Code 30.04, White River lakes License Agreement Between Arkansas Game and Fish Commission and Missouri Department of Conservation.

PENALTY: \$50.00 to \$1,000.00.

03.16 11-02 **LICENSES, PERMITS, STAMPS, TAGS, COSTS AND EXPIRATION DATES**

<u>SPORT FISHING:</u>	<u>CODE</u>	<u>COST</u>	<u>EXP. DATE</u>
Resident Fisheries Conservation License.....	FSH	\$ 10.50	**
Resident 3-Day Trip License	RT3	\$ 6.50	*
Non-Resident Annual Fishing.License.....	NRF	\$ 32.00	**
Non-Resident 14-Day Trip Fishing License..	N14	\$ 22.00	*
Non-Resident 7-Day Trip Fishing License....	NT7	\$ 17.00	*
Non-Resident 3-Day Trip Fishing License....	NT3	\$ 11.00	*
Arkansas Trout Permit.....	TPR	\$ 5.00	**
Non-Resident Trout Permit.....	TPN	\$ 12.00	**
White River Border Lakes License.....	WRL	\$ 10.00	**
Guide License/Fishing.....	GLF	\$ 25.00	**
Non-Resident Guide License/Fishing	GNF	\$150.00	**

SPECIAL AND COMMERCIAL FISHING:

Hoop Nets (with or w/o leads), turtle nets...	HN	\$ 4.00	Dec. 31
Slat Traps & Fiddler Nets.....	FS	\$ 12.50	Dec. 31
Commercial Trotlines (inc. snaglines, throwlines, limb lines, set hooks) per 100 ft, & box type turtle box traps (ea.).....	TL	\$ 2.00	Dec. 31
Commercial Tackle (Seine, Trammel & Gill Nets) 100 yds. or fractional part thereof per tag.....	SNS	\$ 15.00	Dec. 31
Resident Commercial Fisherman's Permit & Fisheries Conservation Sportfishing License.CFS		\$ 25.00	Dec. 31

Commercial Fisherman's Helper Permit.....	CFH	\$ 25.00	Dec. 31
Ark. Resident Junior/Senior Commercial Fishing Permit.....	JSC	\$ 14.50	Dec. 31
Alligator Farmer/Dealer Permit.....	AFP	\$200.00	June 30
Alligator Tags.....		\$ 4.00	June 30
Alligator Snapping Turtle Farmer-Breeder/ Dealer Permit.....	AST	\$100.00	June 30
Resident Shell Taker and Seller.....	STS	\$100.00	Dec. 31
Shell Taker Helper Permit.....	SH	\$100.00	Dec. 31
Shell Buyer.....	SBR	\$1,000.00	Dec. 31
Non-Resident Shell Buyer.....	SBN	\$2,000.00	Dec. 31
Shell Buyer's Agent Permit.....	SA	\$100.00	Dec. 31
Resident Fish Dealer.....	MD	\$ 10.00	Dec. 31
Non-Resident Fish Dealer	FDN	\$250.00	Dec. 31
Minnow Dealer Tackle (Minnow (Seine, Traps or Lifts)).....	MS	\$ 5.00	Dec. 31
Fish Farmer (Aquaculturist) Permit	FF	\$ 25.00	Dec. 31
Bull Frog Permit (Must have valid Fish Farmer Permit).....	BP	\$ 25.00	Dec. 31
Resident Roe Taker/Seller Permit	RTS	\$500.00	Dec. 31
Resident Roe Taker/Helper Permit	RH	\$100.00	Dec. 31

* Good from requested day of issue for period of license.

**Good from 1 year of purchase date.

Resident Roe Buyer/Exporter Permit	RBE	\$1,000.00	Dec. 31
Non-Resident Roe Buyer Permit	RBN	\$2,000.00	Dec. 31
Scientific Collection Permit.....	SCP	\$ 50.00	*
Commercial Boat Dock Permit.....	BDN	\$ 25.00	Dec. 31
Commercial Boat Dock (User Fee).....	BPL	\$150.00	Dec. 31
Private Boat House (Single).....	BHS	\$ 5.00	Dec. 31
Private Boat House (Double or Joint).....	BHD	\$ 10.00	Dec. 31
Private Boat Dock (Single).....	DPS	\$ 5.00	Dec. 31
Private Boat Dock (Double or Joint).....	DPD	\$ 10.00	Dec. 31
Put & Take Pay Lake.....	PLO	\$150.00	Dec. 31

*Good from requested day of issue for period of license.

**Good from 1 year of purchase date.

***Falconry Permit will expire on July 31, 1998, then 2001, etc., in line with the Federal program.

****When 10 elk have been harvested.

*****Good for that season only.

*****Permits are available for 25 WMAs and are valid only for the WMA indicated on permit

CODE INDEX

30.00	Reciprocal License Agreements.
31.00	Sport Fishing.
32.00	General Fishing Regulations.
33.00	Commission Owned Lakes and Access Area Regulations.
34.00	Put-and-Take Pay Lake Regulations.
35.00	Spearfishing -- Game Fish Regulations.
36.00	Bullfrog Regulations.
37.00	Baitfish Regulations.
38.00	Fresh-Water Mussel Regulations.
39.00	Turtle Regulations.
40.00	Alligator Farmer Regulations.
41.00	Commercial Fishing Regulations.
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SECTION 31.00 - SPORT FISHING

31.01A	Game Fish Daily Limit Restrictions.
31.01B	Game Fish Possession Limit Restrictions.
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31.01B
08-02

GAME FISH POSSESSION LIMIT RESTRICTIONS. It shall be unlawful to possess more than two (2) daily limits of game fish or the aggregate thereof.

Daily Limit - Black Basses(including not more than four Smallmouth).	10
Daily Limit - Rock Bass.....	10
Daily Limit - Catfish(exc. Bullhead).....	10
Daily Limit - Bream(over 4" in length).....	50
Daily Limit - Crappie.....	20
Daily Limit - Muskellunge.....	6
Daily Limit - Pickerel.....	6
Daily Limit - Northern Pike.....	6
Daily Limit - Sauger.....	6
Daily Limit - Saugeye.....	6
Daily Limit - Striped Bass or Hybrid Combination.....	6
Daily Limit – Trout - (including not more than 2 each of brown, cutthroat and brook trout).....	<u>5</u>
Daily Limit - Walleye.....	6
Daily Limit - White Bass.....	25
(Yellow Bass - No Limit)	
Daily Limit - Paddlefish.....	2
Daily Limit - Alligator Gar.....	2
Daily Aggregate Limit.....	75
Daily Limit for all sportfish on Bois d'Arc in Hempstead County	½ daily limit

EXCEPTIONS:

(1) **LARGEMOUTH, SPOTTED, SMALLMOUTH (BLACK BASS):**

- (A) Ozark Zone (Baxter, Benton, Boone, Carroll, Cleburne, Fulton, Independence, Izard, Lawrence, Madison, Marion, Newton, Randolph, Searcy, Sharp, Stone, Van Buren, and Washington counties) - smallmouth bass minimum length limit 12 inches with a daily limit of 4, except Bull Shoals Lake, Beaver Lake, Lake Norfolk, and Table Rock Lake (see exception 1(B) below). Ozark Zone Blue Ribbon Streams (Crooked Creek and Buffalo River) - smallmouth bass minimum length limit of 14 inches with a daily limit of 2. Smallmouth bass minimum length limit on Crooked Creek 18 inches with a daily limit of 1: from 101 bridge downstream to the confluence with the White River; between the hwy 62-412 and Hwy 62 Spur bridges at Pyatt. Ozark Zone Catch and Release Area – Crooked Creek, along boundary of Arkansas Game and Fish Foundation property near Kelly's Slab Access.

31.01B (1) (Cont.)

Ozark Zone Quality Streams (Kings, Spring, and South Fork/Spring rivers) - smallmouth bass minimum length limit of 14 inches with a daily limit of 2, except on Kings River from Trigger Gap to Hwy 62 bridge: minimum length limit 18 inches and daily limit of 1.

Ouachita/Boston Zone (all Arkansas counties not included in the Ozark Zone) - smallmouth bass minimum length limit of 10 inches with a daily limit of 4.

Ouachita/Boston Zone Quality Streams (Mulberry, Caddo above DeGray Lake, DeGray Lake, Ouachita River upstream from Lake Ouachita, Saline River, including its four headwater forks in Saline, Perry and Garland counties, South Fork/Ouachita, Little Missouri above Lake Greeson and Lake Greeson) - smallmouth bass minimum length limit of 12 inches with a daily limit of 2.

Ouachita/Boston Zone Catch-and-Release area - all smallmouth bass caught in Lake Ouachita including the Ouachita River upstream to the River Bluff access area and Little Missouri River from Lake Greeson Dam to the Ouachita River must be immediately returned to the stream.

(B) Black Bass daily limit - six (6) on Beaver Lake, Bull Shoals, Norfork Lake, Lake Ouachita and Table Rock Lake, five (5) on Lake Lou Emma - Crawford County, and four (4) on Lake Cargile; Largemouth bass daily limit – five (5) on Grandview Lake #2, four (4) in Lower White Oak Lake; (Reference Code 31.02 (6), Black Bass Length Limits and Protective Slot Limits on Certain Lakes).

(C) Largemouth bass caught must be immediately returned to the water in Cedar Creek Watershed Lake (Perry County), Lake Greenlee in Monroe County, Lake Sylvia in Perry County, Lake SWEPCO, **Bois d' Arc Lake** and **Lake Ashbaugh in Greene County**.

(2) **BREAM**

(A) No limit on bream four (4) inches or less in length.

(3) **CATFISH**

(A) No limit on catfish on Grand Lake - Chicot County, **Lake Chicot (including that portion of Connerly Bayou downstream from Connerly Dam to the bayou's mouth and Ditch Bayou from the inlet on Lake Chicot to Ditch Bayou Dam)** and between the main levees of the Mississippi River.

(B) Catfish daily limit five (5) on Lake Atalanta and Lake Bentonville - Benton County; Big Timber Lake - Clark County; Hidden Lake - Carroll County; Gurdon Lake - Clark County; Hubble Lake - Clay County; Lake Bailey - Conway County; Craighead Forest Lake - Craighead County; Lake Cambadelle - Crawford County; Lake Lou Emma - Crawford County; West Memphis City Parks Lake - Crittenden County; Village Creek State Park Lakes –

31.01B (Cont.)

Cross and St. Francis Counties; Lake Bennett - Faulkner County; Lake Clearfork - Garland County; Crowley Ridge State Park Lake and Reynolds Park Lake - Greene County; Newark City Lake - Independence; Hindsville Lake - Madison County; Blytheville City Park Lake - Mississippi County; Lake Sylvia - Perry County; Shady Lake - Polk County; Twin Lakes A & B, Camp Ferncliff, Paradise Lake, and all Little Rock and North Little Rock City Park lakes - Pulaski County; Old Davidsonville State Park Lake - Randolph County; Truman Baker Lake - Scott County; Cave City's Lakes - Sharp County; Gunner Pool and Hayden Bend Pond - Stone County; Devils Den State Park - Washington County; Spring Lake - Yell County; Kingfisher, Clubhouse Lakes in Petit Jean WMA, Yell County and posted U.S. Forest Service ponds and lakes.

(C) In addition to daily limit, ten (10) channel catfish under 16 inches may be taken on the Arkansas River.

(D) In addition to daily limit, ten channel catfish of any size may be taken in Lake Erling and Millwood Lake.

(4) CRAPPIE

(A) Crappie daily limit - 15 in Beaver, Table Rock, Bull Shoals and Norfolk Reservoirs and Cane Creek Lake in Lincoln County.

(B) Crappie daily limit - 30 east of a line beginning at the Arkansas - Missouri State Line on U.S. Hwy 63 and described as follows: following U.S. Hwy. 63 south to Hardy, continuing on U.S. Hwy. 62 west to Ash Flat, continuing on U.S. Hwy 167 south to Little Rock, continuing on U.S. Hwy 67 south to Texarkana to Arkansas - Texas State Line, except daily limit of 20 crappie in Lake Chicot.

(C) Crappie daily limit - 50 between the main levees of the Mississippi River and on Horseshoe Lake in Crittenden

County.

(5) TROUT

(A) Brown Trout daily limit - 2 with a 16-inch minimum size limit in White River (including Beaver Lake tailwaters and Bull Shoals Lake Tailwaters), North Fork White River, Spavinaw Creek (Benton County) west of Hwy. 59, Spring River; Brown Trout daily limit - 4, only one of which may be 21 inches and over, with a protected slot limit from 16 to 21 inches in length in Little Red River.

(B) Cutthroat Trout daily limit - 2 with a 16-inch minimum size limit in trout waters as listed in 31.15, Tackle Restrictions for Trout Streams.

(C) Trout daily limit - 3 in Blanchard Springs/Mirror Lake.

31.01B (Cont.)

- (6) WALLEYE
 - (A) Walleye daily limit - 4 with an 18 inch minimum length limit in **Beaver**, Bull Shoals, Norfolk and Table Rock lakes to the Beaver Dam on the White River; Greers Ferry Lake including all its tributaries, daily limit – 4, only one of which may be 28 inches or over, with a protected slot limit from ~~18~~ **20** to 28 inches.
- (7) In compliance with Commission Code 31.02 (Game Fish Limits and Protective Slot Limits on Certain Lakes and Rivers).
- (8) In compliance with Commission Code Section 35.00 (Spear Fishing).
- (9) In compliance with Commission Code Section 42.00 (Fish Farmer).
- (10) WHITE BASS, STRIPED BASS, HYBRID STRIPED BASS
 - (A) White Bass daily limit of 50 and possession limit of 100 while fishing between the main levees of the Mississippi River.
 - (B) Striped Bass or Hybrid Combination daily limit – 3 on Beaver Lake, Bull Shoals Lake, Lake Greeson, Lake Maumelle, Norfolk Lake and Lake Ouachita; 10 when taken from the Arkansas River and connecting lakes.
 - (C) No limit on White Bass on Lake Ashbaugh and Beaver Lake and all tributaries including Lake Sequoyah.

PENALTY: \$100.00 to \$1,000.00.

**31.02
08-02 GAME FISH LENGTH LIMITS AND PROTECTIVE SLOT LIMITS
ON CERTAIN LAKES AND RIVERS**

- (A) BASS: It shall be unlawful to possess black bass as follows:
 - (1) Less than 12 inches in length on largemouth bass in Lake Frierson.
 - (2) Less than 12 inches in length on spotted bass in Beaver Lake, Bull Shoals Lake, Norfolk Lake and Table Rock Lake.
 - (3) Less than 15 inches in length on smallmouth bass in Beaver Lake, Bull Shoals Lake, Norfolk Lake and Table Rock Lake.
 - (4) Less than 15 inches in length on largemouth bass only in Lake Atkins, Beaver Lake, Big Lake National Wildlife Refuge, Blue Mountain Lake, Bull Shoals Lake, Caddo Fishing Pond, Upper and Lower Lake Chicot (including that portion of Connerly Bayou downstream from Connerly Dam to the bayou's mouth and Ditch Bayou from the inlet on Lake Chicot to Ditch Bayou Dam) in Chicot County, Georgia Pacific Lake Lake Greenlee, Kingfisher Lake, Greers Ferry Lake, Mercer Bayou (Sulphur River WMA), Moss Creek Pond, Norfolk Lake, Shady Lake, Table Rock Lake, Lake Wright (Sebastian County), and Arkansas River:

31.02 (Cont.) (A) BASS:

- (5) It shall be unlawful to possess largemouth bass from 13" to 16" in length on Lake Barnett (White County), Bear Creek Lake, Bob Kidd Lake, Lake Brewer, Lake DeGray, Dierks Reservoir (Howard and Sevier counties), ~~Lake Hinkle (Scott County)~~, Lake Hogue, Lee Creek Lake, Lake Maumelle (Pulaski County), Lake Ouachita, Sugar Loaf Lake, and Lake Wilhelmina (Polk County); or to possess largemouth bass from 13" to 18" in length on DeQueen Reservoir.
- (6) Less than 16 inches in length on largemouth bass only in Lake Millwood. Limit 3.
- (7) It shall be unlawful to possess largemouth bass from 16" to 21" in length or to possess more than one (1) largemouth bass 21" or longer in Lake Austell, Lake Cargile (Conway County), Lake Columbia, Lower White Oak Lake and Mallard Lake. Limit 4.
- (8) It shall be unlawful to possess largemouth bass from 16" to 21" in length in Lake Pickthorne; limit 2, only one of which may be 21" or longer.
- (9) It shall be unlawful to possess largemouth bass from 16 inches to 21 inches in length in Lake #1 in Grandview WMA. Limit 2 largemouth bass (1 over 21" and 1 under 16", or 2 under 16"). Limit on other game fish is one half the statewide daily limit.
- (10) It shall be unlawful to possess largemouth bass from 16" to 21" in length or to possess more than one (1) largemouth bass 21" or longer in Lake Monticello. Limit 4.
- (B) CRAPPIE: It shall be unlawful to possess crappie as follows:
 - (1) Less than 10 inches in length in Beaver, Table Rock, Bull Shoals and Norfork Reservoirs, with a daily limit of 15 crappie.
 - (2) Less than 10 inches in length in Cane Creek Lake, Upper and Lower Lake Chicot (including that portion of Connerly Bayou downstream from Connerly Dam to the bayou's mouth and Ditch Bayou from the inlet on Lake Chicot to Ditch Bayou Dam), ~~Lake Charles~~ and Lake Monticello.
 - (3) Less than 9 inches in length in Blue Mountain Lake and Harris Brake Lake.
- ~~(C) SAUGEYE: It shall be unlawful to possess saugeye less than 18 inches in length on Lake Hinkle.~~
- ~~(DC)~~ TROUT: It shall be unlawful to possess brook trout as follows:
 - (1) Less than 14" minimum length limit for brook trout statewide. Limit: 2.

EXCEPTION:

- (1) Sportfish may be snagged (except in catch and release areas) in accordance with Code 31.05, Hogging, Noodling and Snagging Game Fish Prohibited, and within the restrictive size limits as specified in Code 31.02.

NOTE: Measure all fish from the front end of the lower jaw to the tip of the tail with fish laid flat on rule, mouth closed and tail lobes pressed together.

PENALTY: \$100.00 to \$1,000.00.

31.05
08-98

~~HOGGING, NOODLING, AND~~ SNAGGING GAME FISH

PROHIBITED. It shall be unlawful to ~~hog, noodle or~~ snag game fish except as specified herein:

- (1) If snagged from bank within 100 yards below a dam (prohibited below the Upper White Oak Lake Dam).
- (2) If snagged from a boat located or anchored from 100 yards below all locks and dams on the Arkansas River to the downstream entrance point of the lock structure and from 100 yards below Dam number 2 to the boat launching ramps immediately below the dam.
- (3) If snagged from the bank below Beaver Dam, from the Corps of Engineers "No Fishing beyond this Point" sign, downstream to the first Corps of Engineers boat ramp on the left descending bank from April 15 - June 15 only.
- (4) Limit: With the exception of catfish and paddlefish, no more than one-half the daily game fish limit may be taken by snagging, or the lesser whole number nearest one-half the limit, when the limit is an odd number.
- (5) Snagging must be discontinued once the daily creel limit of any species of game fish has been harvested.
- (6) All game fish snagged from the bank or from a boat shall be retained for personal use only (not sold) and applied to the daily limit.

PENALTY: \$100.00 to \$1,000.00.

31.19
08-98/03-01

URBAN FISHING PROGRAM RESTRICTIONS. It shall be unlawful to fish in the following waters except as specified herein:

- (A) Coleman Creek Pond (Little Rock), Bob Courtway Pond (Conway), Camp Robinson Firing Range on Camp Robinson WMA, Lake Village Community Fishing Pond and Pine Bluff Regional Park Youth Fishing Pond:
- (1) Fishing open only to persons 15 years of age and younger and 65 years of age and older.
 - (2) Only hand held rod or pole allowed.
 - (3) Largemouth bass: catch and release only.
 - (4) Catfish daily limit: 3
 - (5) Bream daily limit: 25
 - (6) All other sportfish daily limit: same as statewide
 - (7) **Trout daily limit: 3**

PENALTY: \$100.00 to \$1,000.00.

31.20

08-98/01-03

COMMUNITY FISHING MANAGEMENT PROGRAM

RESTRICTIONS. It shall be unlawful to fish in the following waters except as specified herein:

(A) Clear Lake (Clark County), Searcy City Lake (White County), Carol Ann Cross Pond (Sebastian County), Mountain Home Community Lake (Baxter County), T. J. House Reservoir (City of Mulberry lake) and all lakes and ponds managed by the City of Little Rock Parks and Recreation Department within the city limits of Little Rock:

- (1) Only hand held rod or pole allowed.
- (2) Largemouth bass: catch and release only.
- (3) Catfish daily limit: 3
- (4) Bream daily limit: 25
- (5) **Trout daily limit: 3**

(B) Horseshoe Bend Pool (Strawberry River)

- (1) Only two (2) hand held rods allowed.
- (2) Black Bass: 12 inch minimum length limit.
- (3) All other sportfish daily limit: One-half daily limit.

(C) Lander's Community Fishing Management Program Restrictions (Lander's Lake - Pulaski County):

- (1) Only hand held rod or pole allowed.
- (2) Largemouth bass: catch and release only.
- (3) Catfish daily limit: 3
- (4) Bream daily limit: 25
- (5) All other sportfish daily limit: same as statewide.
- (6) Fishing open only to persons under age 16 and age 65 and older. Persons between age 16 and 64 **may fish if** accompanied by a person under age 16 who is actively fishing.
- (6) Lake open to electric trolling motors only.
- (7) **Trout daily limit: 3**

PENALTY: \$100.00 TO \$1,000.00

Section 32.00
General Fishing Regulations

- 32.01** Taking Fish With Electrical Devices, Firearms, Explosives, Toxic, Stupefying Or Killing Substances Prohibited.
- 32.02** Trapping Fish Prohibited.
- 32.03** Dip-Netting For Fish Prohibited.
- 32.04** Gaffing Fish Prohibited.
- 32.05** Hogging **and Noodling** Restrictions ~~for Buffalo, Catfish, Carp and Drum.~~
- 32.06** Taking Fish with Bow and Arrow or Gig Restricted.
- 32.07** Fishing Below Dam Restrictions.
- 32.08** Waters Restricted to Certain Fishing Tackle.
- 32.09** Sportfishing Season Restrictions On Certain National Wildlife Refuges (NWRs).
- 32.10** Blocking Streams Prohibited.
- 32.11** Requirements for Pumping from Public Waters.
- 32.12** The Release of Native or Non-Native Aquatic Wildlife Prohibited.
- 32.13** Certain Exotic Fish Prohibited.
- 32.14** Cotton Line Anchoring Requirements.
- 32.15** The Use or Sale as Baitfish of Grass Carp, Silver Carp, Black Carp, Bighead Carp or European Rudd Prohibited.
- 32.16** Transportation of Zebra Mussels Prohibited.
- 32.17** Restrictions for Taking Suckers.
- 32.18** Permit Required to Possess Silver Carp, Bighead Carp, *Diploid* Black Carp or European Rudd.

- 32.05 HOGGING **AND NOODLING** RESTRICTIONS ~~FOR BUFFALO, CATFISH, CARP AND DRUM.~~** It shall be unlawful to hog ~~or noodle fish.~~ ~~buffalo, catfish, carp and drum.~~
- EXCEPTIONS:**
- ~~(1) When taken for personal use from August 1 to October 31 north and west of U.S. Highway 67 from the Missouri State Line to the Texas State Line, except the Arkansas River.~~
 - ~~(2) When taken for personal use from June 1 to October 31 south and east of U.S. Highway 67 from the Missouri State Line to the Texas State Line and the Arkansas River.~~
 - (1) When taken for personal use buffalo, catfish, carp and drum shall be taken from June 15 to October 31. One-half daily limit on catfish.
 - (32) When taken for personal use ~~buffalo, catfish, carp and drum shall be taken~~ from May 1 – July 15 between the main levees of the Mississippi River. While engaged in hogging in this area, it is unlawful to raise any part of a natural or artificial device out of the water thereby aiding in the capture of enclosed fish.
- PENALTY:** \$100.00 To \$1,000.00.

Section 39.00
Turtle Regulations

- ~~39.01 License Requirements for Taking Turtles.~~
- ~~39.02 Turtle Tackle Tagging.~~
- ~~39.03 Turtle Tackle Restrictions.~~
- ~~39.04 Waters Open to Commercial Turtling.~~
- ~~39.05 Possession of Fish by Commercial Turtlers Prohibited.~~
- ~~39.06 Residency Requirement for Taking Turtles.~~
- ~~39.07 Take or Possession of Alligator Snapping Turtles Prohibited.~~
- ~~38.08 Import of Alligator Snapping Turtles Prohibited.~~
- ~~39.09 Alligator Snapping Turtle Farmer/Dealer Permit~~
- ~~39.10 Alligator Snapping Turtle Farmer/Dealer Reporting Requirements.~~

- ~~39.01 LICENSE REQUIREMENTS FOR TAKING TURTLES.~~ It shall be
- ~~08-93~~ unlawful for any person to operate any tackle for the purpose of taking aquatic turtles for commercial purposes without first obtaining a commercial fishing license and the proper tackle tags, or for noncommercial purposes, without first obtaining a current Arkansas fishing license.

~~EXCEPTION:~~

- ~~(1)~~ Fish farmers operating under a valid Fish Farmer's Permit on those specific ponds, impoundments, and drainages where valid fish farming operations are occurring are not required to obtain a commercial fishing license or tags.

~~PENALTY:~~ ~~\$100.00 to \$1,000.00.~~

- ~~39.02 TURTLE TACKLE TAGGING.~~ It shall be unlawful to fail
- ~~08-90~~ to attach the proper tag to each turtle trap net or box as specified herein:
 - ~~(A)~~ Turtle net tags must be attached to the first hoop at the opening of the net.
 - ~~(B)~~ Turtle box tags must be attached to the side of the box and be visible above the waterline.

~~PENALTY:~~ ~~\$100.00 to \$1,000.00.~~

- ~~39.03 TURTLE TACKLE RESTRICTIONS.~~ It shall be unlawful
- ~~08-90~~ to take or attempt to take aquatic turtles by the use of chemicals, explosives, or tackle other than as specified herein:
 - ~~(A)~~ Hoop-type nets with ramp netting attached to the first hoop and a slot opening secured against fish entry by parallel lines to the second hoop. Net to be set with slot horizontal. Maximum slot opening 1 inches by 3 feet. Minimum mesh size 1/4 inch. Wings or leads may not be used. Net type turtle traps must be set so that a portion of the enclosure remains at or above water surface.

- ~~(B) — Box type traps with an open top which is above the water surface. All other trap surfaces must be fully closed and incapable of taking fish. Box type turtle traps may not exceed 4x4x4 feet.~~

~~**EXCEPTION:**~~

- ~~(1) — In waters open to commercial fishing, turtles may be taken with tackle legal for commercial fishing.~~

~~**PENALTY:** 100.00 to \$1,000.00~~

~~**39.04 — WATERS OPEN TO COMMERCIAL TURLTLING.**~~

- ~~08-92 (A) — The following counties and/or rivers are open year around to hoop and box type turtle traps:~~

~~Arkansas, Ashley, Bradley, Calhoun, Chicot, Cleveland, Clay, Columbia, Craighead, Crittenden, Cross, Dallas, Desha, Drew, Grant, Greene, Hempstead, Jackson, Jefferson, Lafayette, Lawrence, Lee, Lincoln, Little River, Lonoke, Miller, Mississippi, Monroe, Nevada, Ouachita, Phillips, Poinsett, Prairie, Pulaski, Randolph, St. Francis, Saline, Union, White, Woodruff, and the Arkansas River, from its mouth to the Arkansas/Oklahoma state line, including that part of the Arkansas River from the Ozark Dam to the Arkansas Oklahoma state line, bounded on the north by the Union Pacific Railroad and on the south by Highway 22 (In compliance with Code 41.19). Arkansas waters between the main levees of the Mississippi River. All lakes, bays or other bodies of water, other than tributary streams, connected to waters as specified above, when accessible by boat, from the main channel except as limited by Section 30.00 (Reciprocal License Agreements). When a river or stream forms the boundary between opened and closed counties, that boundary segment shall be open to tackle legal in the open county.~~

~~**EXCEPTIONS:**~~

- ~~(1) — Bayou Meto Bayou, in accordance with Code 44.01, Closure to All Commercial Harvest — Bayou Meto Bayou, is closed to all commercial harvest.~~
- ~~(B) — The following waters in the above counties are closed to hoop type traps:~~
- ~~Lake Erling, including all tributaries upstream from 100 yds. below Lake Erling Dam to State Highway #313 in Lafayette County; all lakes owned by the Arkansas Game and Fish Commission (excluding Grand Lake and all natural or channel scar lakes on WMAs located in counties listed above); Lake Columbia in Columbia County, Horseshoe Lake in Crittenden County, Lake Wallace in Drew and Chicot Counties, Upper and Lower Lake Chicot (Connerly Bayou to Ditch Bayou Dam inclusive) in Chicot County.~~
- ~~(C) — Only box type turtle traps may be used in counties or waters not specifically opened above to hoop type turtle nets.~~

~~(D) — U.S. Forest Service lakes, State Park lakes and lakes owned by municipalities or property owner associations are closed to commercial turtling, unless specifically opened.~~

~~**PENALTY:** — \$100.00 to \$1,000.00.~~

~~**39.05 — POSSESSION OF FISH BY COMMERCIAL TURLERS PROHIBITED.**~~

~~08-90 — It shall be unlawful for a commercial turtler to possess game fish while engaged in commercial turtle trapping or while possessing commercial turtle traps. It is illegal to retain fish caught in a turtle trap. If turtle traps are baited with fish, only scaled rough fish may be used. It shall be unlawful for a commercial turtler to sportfish in the same waters where he is engaged in turtle trapping or netting.~~

~~**PENALTY:** — \$100.00 to \$1,000.00.~~

~~**39.06 — RESIDENCY REQUIREMENT FOR TAKING TURTLES.** Resident—~~

~~08-95 — Any person who has established a bona fide or actual residence of at least 12 months (one year) prior to applying for a license, and who declares intentions of becoming a citizen of Arkansas.~~

~~**PENALTY:** — \$100.00 to \$1,000.00.~~

~~**39.07 — TAKE OR POSSESSION OF ALLIGATOR SNAPPING TURTLES**~~

~~02-98 — **PROHIBITED.** It shall be unlawful to take, attempt to take, possess, or kill alligator snapping turtles, their eggs, or any part thereof. These turtles may be possessed for display and educational purposes by written permit approved by the Chief of Fisheries. These permits specifically do not allow for propagation or sale of these turtles.~~

~~**EXCEPTION:**~~

~~(1) Existing temporary possession permit holders shall have until June 1, 1998 to obtain a display permit from the Chief of Fisheries or an Alligator Snapping Turtle Farmer/Dealer Permit, as detailed in Code 39.07 and 39.09.~~

~~**PENALTY:** — \$100.00 to \$1,000.00~~

~~**39.08 — IMPORT OF ALLIGATOR SNAPPING TURTLES PROHIBITED.** It~~

~~02-98 — shall be unlawful to import alligator snapping turtles from outside the state of Arkansas.~~

~~**PENALTY:** — \$100.00 to \$1,000.00~~

~~**39.09 — ALLIGATOR SNAPPING TURTLE FARMER/DEALER PERMIT.**~~

~~02-98 — It shall be unlawful for alligator snapping turtle farmers or dealers to possess, buy or sell alligator snapping turtles without first obtaining an Alligator Snapping Turtle Farmer/Dealer Permit annually. Such permits may be granted in accordance with Commission requirements, including:~~

~~(A) — A site plan of the facilities to be used to hold alligator snapping turtles must be provided and the site be inspected by an Officer of the Commission prior to issuance of permit.~~

- ~~(B) — Holding areas must be enclosed, providing no route of ingress or egress, and thus no mixing of wild and captive stocks.~~
 - ~~(C) — Facilities shall be subject to random inspection by an Officer of the Commission.~~
 - ~~(D) — Transport of alligator snapping turtles must be accompanied by a bill of sale from another permit holder. Other Arkansas permit holders are the only allowed source for purchase of alligator snapping turtles and alligator snapping turtle eggs.~~
 - ~~(E) — Permit holders must complete monthly reports as detailed in Code 39.10.~~
 - ~~(F) — All alligator snapping turtles in excess of ten (10) inches curved carapace length transported or introduced to holding facilities after April 1, 1998 shall be tagged prior to release into these facilities. Tagging shall be done by an Agent of the Commission at a cost to the permit holder of \$7.00 per tag. Those turtles less than ten (10) inches curved carapace length shall be confined in such a manner as to be easily inventoried until such time as they reach ten (10) inches and are tagged.~~
 - ~~(G) — No untagged alligator snapping turtle shall be present in holding facilities, except those less than ten (10) inches curved carapace length, as allowed by 39.09(F). Turtles held prior to October 1993, and held under a temporary possession permit from the Commission since that date, shall be exempt from this requirement.~~
 - ~~(H) — Permit fee of \$100.00 annually.~~
- ~~**PENALTY:** \$500.00 to \$1,000.00; permanent permit revocation and stock confiscation.~~

39.10 — ALLIGATOR SNAPPING TURTLE FARMER/DEALER

~~02-98 — **REPORTING REQUIREMENTS.** It shall be unlawful for alligator snapping turtle farmers or dealers to fail to mail or deliver to the Commission by the fifth of each month a legible, itemized inventory of all alligator snapping turtles purchased, sold, or in possession during the prior month. This inventory shall include the names, addresses and phone numbers of the person(s) to or from whom alligator snapping turtles were sold, bartered, traded or given. This inventory shall be delivered on a form provided by the Commission.~~

~~**PENALTY:** \$100.00 to \$1,000.00. Second offense may result in revocation of alligator snapping turtle farmer/dealer permit.~~

Section 39.00
Aquatic Turtle Regulations

- 39.01 Permit/License Requirements for the Commercial Harvest and Sale of Aquatic Turtles.**
- 39.02 Commercial Aquatic Turtle Harvest Restrictions.**
- 39.03 Aquatic Turtle Tackle Tagging.**
- 39.04 Aquatic Turtle Tackle Restrictions.**
- 39.05 Reporting Requirements for Sale of Aquatic Turtles by Commercial Fisherman**
- 39.06 Possession of Fish by Commercial Aquatic Turtle Harvesters Prohibited.**
- 39.07 Take or Possession of Alligator Snapping Turtles Prohibited.**
- 38.08 Import of Alligator Snapping Turtles Prohibited.**
- 39.09 Alligator Snapping Turtle Breeder/Dealer Permit Requirements.**
- 39.10 Alligator Snapping Turtle Breeder/Dealer Reporting Requirements.**

- 39.01 PERMIT/LICENSE REQUIREMENTS FOR THE COMMERCIAL**
- 08-93 HARVEST AND SALE OF AQUATIC TURTLES.** It shall be unlawful for any person to operate any tackle for the purpose of taking aquatic turtles for commercial purposes and/or engage in the sale or purchase of aquatic turtles without first obtaining a Commercial Fisherman Permit and Sportfishing License and the proper tackle tags. A valid Arkansas fishing license is required to take aquatic turtles for noncommercial purposes (see Exception 3). Nonresidents are not permitted to obtain or possess a Commercial Fisherman Permit and Sportfishing License.

EXCEPTION:

- (1) A person with a valid Commercial Fisherman Helpers Permit may independently operate properly tagged tackle of a Commercial Fisherman Permit and Sportfishing Licensee. This does not allow the holder of a Helper permit to sell aquatic turtles.
- (2) Fish farmers operating under a valid Fish Farmer's Permit on those specific ponds, impoundments, and drainages where valid fish farming operations are occurring are not required to obtain a commercial fishing license or tags.
- (3) Aquatic turtles taken in compliance with Code 15.16 (Native Wildlife Pet Restrictions) may be kept as pets but not sold.

PENALTY: \$250.00 to \$1,000.00.

- 39.02 COMMERCIAL AQUATIC TURTLE HARVEST RESTRICTIONS.**
- 08-92 It shall be unlawful to take aquatic turtles for commercial purposes by any means other than hoop net or box type turtle traps in the following counties and/or bodies of water:**
Arkansas, Ashley, Bradley, Calhoun, Chicot, Cleveland, Clay, Columbia, Craighead, Crittenden, Cross, Dallas, Desha, Drew, Grant, Greene, Hempstead, Jackson, Jefferson, Lafayette, Lawrence (**see Exception 4**), Lee, Lincoln, Little River, Lonoke, Miller, Mississippi, Monroe, Nevada, Ouachita, Phillips, Poinsett, Prairie, Pulaski, Randolph (**see Exception 4**), St. Francis, Saline, Union, White, Woodruff, and the Arkansas River, from its mouth to the Arkansas/Oklahoma state line, including that part of the Arkansas River from the Ozark Dam to the Arkansas-

Oklahoma state line, bounded on the north by the Union Pacific Railroad and on the south by Highway 22 (In compliance with Code 41.19). Arkansas waters between the main levees of the Mississippi River. All lakes, bays or other bodies of water, other than tributary streams, connected to waters as specified above, when accessible by boat, from the main channel except as limited by Section 30.00 (Reciprocal License Agreements). When a river or stream forms the boundary between opened and closed counties, that boundary segment shall be open to tackle legal in the open county.

EXCEPTIONS:

- (1) Only box type turtle traps may be used in counties or waters not specifically opened to hoop net turtle traps as listed above.
- (2) Fish farmers operating under a valid Fish Farmer's (Aquaculturist's) Permit may take aquatic turtles on those specific ponds, impoundments and drainages where valid fish farming operations are occurring.
- (3) Bayou Meto Bayou, in accordance with Code 44.01, Closure to All Commercial Harvest - Bayou Meto Bayou, is closed to all commercial harvest.
- (4) The following waters are closed to hoop net traps:
Eleven-Point River in Randolph County; Spring River in Lawrence and Randolph counties; Lake Erling, including all tributaries upstream from 100 yards below Lake Erling Dam to State Highway #313 in Lafayette County; all lakes owned by the Arkansas Game and Fish Commission (excluding Grand Lake and all natural or channel scar lakes on WMAs located in counties listed above), Lake Columbia in Columbia County, Horseshoe Lake in Crittenden County, Lake Wallace in Drew and Chicot Counties, Upper and Lower Lake Chicot (Connerly Bayou to Ditch Bayou Dam inclusive) in Chicot County.
- (5) U.S. Forest Service lakes, State Park lakes and lakes owned by municipalities or property-owner associations are closed to commercial turtle trapping, unless specifically opened.

PENALTY: \$100.00 to \$1,000.00.

39.03
08-90

AQUATIC TURTLE TACKLE TAGGING. It shall be unlawful to fail to attach the proper tag to each turtle trap net or box type trap as specified herein:

- (A) Turtle net tags must be attached to the first hoop at the opening of the net.
- (B) Box type trap tags must be attached to the side of the trap and be visible above the waterline.

PENALTY: \$100.00 to \$1,000.00.

39.04
08-90

AQUATIC TURTLE TACKLE RESTRICTIONS. It shall be unlawful to take or attempt to take aquatic turtles by the use of chemicals, explosives, or tackle other than as specified herein:

- (A) Hoop nets with ramp netting attached to the first hoop and a slot opening secured against fish entry by parallel lines to the second hoop. Net to be set with slot horizontal. Maximum slot opening 1 inch by 3 feet. Minimum mesh size 1/4 inch. Wings or leads may not be used. Nets must be set so that a portion of the enclosure remains at or above water surface.

- (B) Box type traps with an open top that is above the water surface. All other trap surfaces must be fully closed and incapable of taking fish. Box type turtle traps may not exceed 4x4x4 feet.
- (C) A Commercial Fisherman Permittee must check and remove catch from all nets and/or traps at least once during each 24-hour period.

PENALTY: \$100.00 to \$1,000.00

39.05 REPORTING REQUIREMENTS FOR SALE OF AQUATIC TURTLES BY COMMERCIAL FISHERMAN. It shall be unlawful for Commercial Fishermen Permittees to fail to mail or deliver to the Commission on or before the 10th of each month, a legible, itemized Aquatic Turtle Harvest Form (provided by the Commission) for all wild caught aquatic turtles harvested and sold for the preceding month. This form shall be retained by the seller for a period of twelve (12) months and made available for inspection by any agent of the Commission.

PENALTY: \$100.00 to \$1,000.00. Second offense may result in revocation of the Commercial Fisherman Permit and Sportfishing License.

39.06 POSSESSION OF FISH BY COMMERCIAL AQUATIC TURTLE HARVESTERS PROHIBITED. It shall be unlawful for a Commercial Fisherman Permittee to sportfish or possess game fish in the same waters where he is engaged in turtle trapping.

EXCEPTION:

- (1) Scaled rough fish, caught in turtle traps, may be retained for use as bait.
- (2) If hoop nets or box type traps are baited with fish only scaled rough fish may be used.

PENALTY: \$100.00 to \$1,000.00.

39.07 TAKE OR POSSESSION OF ALLIGATOR SNAPPING TURTLES PROHIBITED. It shall be unlawful to take, attempt to take, possess, or kill alligator snapping turtles, their eggs, or any part thereof.

02-99 EXCEPTIONS:

- (1) A legally acquired alligator snapping turtle may be possessed for display and educational purposes by written authorization approved by the Chief of Fisheries. Such authorizations specifically do not allow for the propagation, sale, or exchange of these turtles in any form without written authorization from the Chief of Fisheries.
- (2) In compliance with Commission Code 39.09 Alligator Snapping Turtle Breeder/Dealer Permit.

PENALTY: \$500.00 to \$1,000.00

39.08 IMPORT OF ALLIGATOR SNAPPING TURTLES PROHIBITED. It shall be unlawful to import alligator snapping turtles from outside the state of Arkansas.

PENALTY: \$500.00 to \$1,000.00

39.09 ALLIGATOR SNAPPING TURTLE BREEDER/DEALER

PERMIT REQUIREMENTS. It shall be unlawful to possess, buy or sell alligator snapping turtles without first obtaining an Alligator Snapping Turtle Breeder/Dealer Permit. Such permits may be granted in accordance with Commission requirements, including:

- (A) A site plan, to include physical and geographic description, of all facilities to be used to hold alligator snapping turtles must be provided to the Fisheries Division Chief.
- (B) All sites shall be inspected and approved by Commission personnel prior to issuance of a permit.
- (C) Holding ponds/areas shall be fenced and maintained in such manner as, to prevent egress of captives and ingress of wild stock.
- (D) Facilities shall be subject to random inspection by Commission personnel in the performance of their duties.
- (E) Alligator Snapping Turtle Breeder/Dealer Permit holders are the only allowed source for the purchase of alligator snapping turtles and alligator snapping turtle eggs.
- (F) Transport of alligator snapping turtles must be accompanied by a bill of sale or bill of lading and must contain the following information:
name, address, and telephone number of buyer, name and permit number of breeder/dealer, and number of turtles.
- (G) Permit holders must complete monthly reports as detailed in Code 39.10.
- (H) Alligator snapping turtles in excess of five (5) inches curved carapace length may not be sold, bartered, traded, or transferred.

39.10
02-98

REPORTING REQUIREMENTS. It shall be unlawful for alligator snapping turtle breeder/dealers to fail to mail or deliver to the Commission by the 10th of each month a legible, itemized inventory of all alligator snapping turtles purchased, sold, or in possession during the prior month. This inventory shall include the names, addresses and phone numbers of the person(s) to or from whom alligator snapping turtles were sold, bartered, traded or transferred. This inventory shall be recorded on a form provided by the Commission.

Section 41.00
Commercial Fishing Regulations

- 41.01 Commercial Tackle Licenses Requirements.**
- 41.02 Commercial Tackle Tag Requirements.**
- 41.03 Commercial Tackle Restrictions.**
- 41.04 Commercial Fishing Season and Restrictions.**
- 41.05 Resident Commercial Fishing Fisherman's Permit and Reporting Requirements.**
- 41.05(A) Resident Roe Taker/Seller Permit Requirements.**
- 41.05(B) Resident Roe Buyer/Exporter and Non-Resident Roe Buyer/Exporter Permit Requirements.**
- 41.05(C) Roe Buyer/Exporter Reporting Requirements.**
- 41.06 Purchase of Wild Commercial Fish Restrictions.**
- 41.07 Requirements for Selling Commercial Fish and Aquatic Turtles.**
- 41.08 Illegal Commercial Tackle Prohibited.**
- 41.09 Restricted Commercial Fishing in Arkansas River Navigation System.**
- 41.10 Combining Commercial Fishing and Sport Fishing Prohibited.**
- 41.11 Possession of Game Fish by Commercial Fishermen Prohibited.**
- 41.12 Undersized Commercial Fish Prohibited.**
- 41.13 Commercial Fishing by Non-Residents Prohibited.**
- 41.14 Net Lead or Wing Length Requirements.**
- 41.15 Net Lead or Wing Proximity Requirements.**
- 41.16 Blocking Streams with Nets Prohibited.**
- 41.17 Seining at Night Prohibited.**
- 41.18 Corning and Long Lakes Commercial Line Restrictions.**
- 41.19 Dardanelle Lake Commercial Fishing Restrictions.**
- 41.20 Dardanelle Lake Commercial Tackle Anchoring Restrictions.**
- 41.21 Arkansas River Below Dam No. 2 Commercial Fishing Restrictions.**
- 41.22 Commercial Fishing Restrictions Steel Bend-Old River Lake (Pulaski Co)**
- 41.23 Commercial Tackle Restrictions - Big Lake National Wildlife Refuge.**
- 41.24 Possession and Use of Fiddler Size Hoop Nets and Slat Type Fish Traps Restricted to Certain Waters of the State.**
- 41.25 Slat Type Fish Trap and Fiddler Size Hoop Net Restrictions.**
- 41.26 Commercial Fishing Restrictions in Lake Millwood.**
- 41.27 Commercial Fishing Restrictions in Blue Mountain and Nimrod Lakes.**
- 41.28 AP&L Nuclear Power Plant (Lake Dardanelle) Commercial Fishing Restrictions.**
- 41.29 Commercial Fishing Restrictions in Point Remove and Cadron Creeks.**
- 41.30 Paddlefish Possession Restrictions on Border Waters.**
- 41.31 Commercial Fishing Restrictions on Dagmar WMA.**
- 41.32 Commercial Reporting Requirements.**
- 41.33 Cutting or Mutilation of Paddlefish and Sturgeon Prohibited.**
- 41.34 First Old River (Miller Co.) Special Commercial Fishing Season.**
- 41.36Harris Brake Lake Special Commercial Fishing Season.**
- 41.37 Lake Atkins Special Commercial Fishing Season.**
- 41.38 Harvest Restriction of Sturgeon in Mississippi River.**
- 41.39 Paddlefish and Sturgeon Harvest Restrictions.**

- 41.01** **COMMERCIAL TACKLE LICENSES REQUIREMENTS.** It shall be
08-94 unlawful to fail to obtain the appropriate commercial tackle license for each gill net, trammel net, fish seine, hoop net, slat trap, fiddler net, snag line, trotline, limb line, throw line, set hook, or turtle tackle (~~turtle net~~ hoop nets and ~~turtle~~ box type traps) used in the waters of this state.
EXCEPTIONS:
(1) Trotlines, limb lines, throw lines and set hooks used for sportfishing and fish caught for personal use only; Commercial fishermen may not sportfish commercial line gear in waters open to commercial fishing.
(2) In compliance with Commission Code 42.01 (Fish Farmer Permit Requirements).
PENALTY: \$100.00 to \$1,000.00.
- 41.05** **~~RESIDENT COMMERCIAL FISHING~~ FISHERMAN'S PERMIT AND**
REPORTING REQUIREMENTS.
08-92 It shall be unlawful to purchase commercial tackle tags or to operate commercial tackle without first obtaining a current ~~Resident~~ Commercial ~~Fishing Fisherman's~~ Permit and Sportfishing License. ~~and to fail to furnish a~~ A bill of sale with permit number ~~must accompany all sales~~ to fish markets, processors, or retailers ~~for of~~ fish or parts thereof ~~sold~~ in each transaction. Said bill of sale shall be retained by the purchaser for a period of twelve (12) months and made available for inspection by a Commission Wildlife Officer.
EXCEPTIONS:
(1) Applies only to the first sale of commercial fish or parts thereof.
(2) Individuals under age 16, or age 65 or over, will be required to purchase an ~~Arkansas Resident~~ Junior/Senior Commercial Fishing Permit only if they plan to sell commercial species of fish.
(3) A person with a ~~Commercial Fisherman~~ Helpers Permit in his immediate possession may operate the properly tagged tackle of a licensed commercial fisherman.
PENALTY: \$100.00 to \$1,000.00.
- 41.06** **PURCHASE OF WILD ~~CAUGHT~~ COMMERCIAL FISH RESTRICTIONS.** It
08-80 shall be unlawful for fish markets, processors, or retailers to purchase commercial fish taken from the waters of the state without first obtaining a bill of sale from the seller for each transaction. Said bill of sale must indicate the permit number of the seller.
EXCEPTION:
(1) Business establishments preparing fish for immediate consumption on the premises.
PENALTY: \$100.00 to \$500.00

- 41.07** **REQUIREMENTS FOR SELLING COMMERCIAL FISH AND AQUATIC TURTLES.** It shall be unlawful for any ~~person commercial fisherman~~ to own~~ing~~ or ~~operateing~~ commercial fishing tackle, and ~~sell fish or aquatic turtles taken with such tackle therefrom being sold~~, to fail to obtain a Commercial Fisherman Permit as specified in Commission Code 41.05 (~~Resident~~ Commercial ~~Fishing Fisherman's~~ Permit and Reporting Requirements).
- 08-80 **PENALTY:** \$100.00 to \$500.00.
- 41.12** **UNDERSIZED COMMERCIAL FISH PROHIBITED.** It shall be
10-02 unlawful for commercial fishermen to possess catfish or buffalo fish less than 16 inches in length or paddlefish, sturgeon and bowfin of any size taken from public waters.
- EXCEPTIONS:**
- (1) Twelve (12) inch or larger blue and channel catfish only may be taken in waters specified in Section 41.24.
- (2) Holders of a current Resident Roe Taker/Seller Permit or Resident Roe Buyer/Exporter Permit in compliance with Code 41.05(A) or Code 41.05(B) may possess paddlefish in excess of 36 inches or larger ~~in body length measured from front of eye to fork of tail in the open portion of the Arkansas River, 32 inches or larger in body length in the open portion of the White River and 34 inches or larger in body length for all other waters open to paddlefish harvest~~ or sturgeon when in season. ~~Paddlefish shall be measured from front of eye to fork of tail with the fish laid flat on a rule.~~
- PENALTY:** \$100.00 to \$1,000.00 and fishing privileges may be suspended in accordance with Code 11.05, Revocation of Privileges.
- 41.33** **CUTTING OR MUTILATION OF PADDLEFISH AND STURGEON**
10-02 **PROHIBITED.** It shall be unlawful to cut or mutilate paddlefish or sturgeon and release the fish back to the wild. A 12-gauge needle may be used to determine the presence of eggs. Eggs may not be removed from harvested fish while on the water unless a minimum 2-inch portion of each ovary remains attached in each fish. Eggs must be kept in separate containers, one fish only per container.
- PENALTY:** \$100.00 to \$1,000.00 and fishing privileges may be suspended in accordance with Code 11.05, Revocation of Privileges.
- ~~Mutilation includes tearing or disfiguring of paddlefish in any way.~~

DEPARTMENT ARKANSAS GAME & FISH COMMISSION
DIVISION Fisheries
PERSON COMPLETING THIS STATEMENT Mike Armstrong
TELEPHONE NO. 501-223-6461 FAX NO. 501-223-6461

FINANCIAL IMPACT STATEMENT

To comply with Act 1104 of 1995, please complete the following Financial Impact Statement and file with the questionnaire and proposed rules.

SHORT TITLE OF THIS RULE: Attached 2004 Fishing Regulations

1. Does this proposed, amended, or repealed rule or regulation have a financial impact?
Yes: No: ☒ X
2. If you believe that the development of a financial impact statement is so speculative as to be cost prohibited, please explain:
3. If the purpose of this rule or regulation is to implement a federal rule or regulation, please give the incremental cost for implementing the regulation.

1999-2000 Fiscal Year

2000-01 Fiscal Year

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total _____

General Revenue _____
Federal Funds _____
Cash Funds _____
Special Revenue _____
Other _____
Total _____

4. What is the total estimated cost by fiscal year to any party subject to the proposed, amended, or repealed rule or regulation?

1999-2000 Fiscal Year

2000-01 Fiscal Year

5. What is the total estimated cost by fiscal year to the agency to implement this regulation?

1999-2000 Fiscal Year

2000-01 Fiscal Year